

United States District Court

DISTRICT OF MASSACHUSETTS

2004 JUN 17 P 3:31

RICHARD PAGONA, Individually and On Behalf
of All Others Similarly Situated,

U.S. DISTRICT COURT
DISTRICT OF MASS.

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

VASO ACTIVE PHARMACEUTICALS, INC.,
STEPHEN G. CARTER and JOHN J. MASIZ

04-11100 RCL

TO: (Name and address of defendant)

STEPHEN G. CARTER
10 Fossen Way
Andover, MA 01810

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Nancy Freeman Gans
MOULTON & GANS, P.C.
33 Broad St., Suite 1100
Boston, MA 02109-4216
617-369-7979

Evan J. Smith
BRODSKY & SMITH, LLC
Two Bala Plaza, Suite 602
Bala Cynwyd, PA 19004
610-667-6200

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

[Signature]

(BY) DEPUTY CLERK



5-25-04

DATE

AO 440 (Rev. 10/93) Summons in a Civil Action (Reverse)

RETURN OF SERVICEService of the Summons and Complaint was made by me ¹

DATE

May 26, 2004

NAME OF SERVER (PRINT)

Nancy Freeman Gans

TITLE

Attorney

Check one box below to indicate appropriate method of service.

☐ Served personally upon the defendant. Place where served: _____☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

☐ Returned unexecuted: _____☒ Other (specify): By delivering a copy of same in hand to Kay Lee, Esquire, Greenberg Traurig, LLP, counsel to defendant Stephen G. Carter, who agreed to accept service of same on behalf of said defendant.**STATEMENT OF SERVICE FEES**

TRAVEL

0

SERVICES

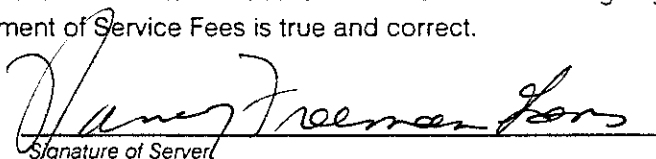
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TOTAL

0

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on June 17, 2004
Date

Signature of Server

Nancy Freeman Gans

MOULTON & GANS, P.C.

Address of Server

33 Broad St., Suite 2300

Boston, MA 02109-4216